

**BOARD OF SEDGWICK COUNTY COMMISSIONERS
PROCEEDINGS**

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

OCTOBER 13, 2004

9:00 AM

Pursuant to Resolution #215-1986, adopted by the Board of County Commissioners on September 24, 1986, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes.

ORDER OF BUSINESS

CALL MEETING TO ORDER

INVOCATION: Junius Dotson, Senior Pastor
St. Mark United Methodist Church, Wichita

FLAG SALUTE

ROLL CALL

CONSIDERATION OF MINUTES: Regular Meeting, September 15, 2004
Regular Meeting, September 22, 2004

PROCLAMATION

A. PROCLAMATION DECLARING OCTOBER 13, 2004 AS “KIDS VOTING SEDGWICK COUNTY DAY.” Presented by Tom Winters, Chairman.

RECOMMENDED ACTION: Adopt the Proclamation and authorize the Chairman to sign.

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RETIREMENT

Page 13

- B. PRESENTATION OF RETIREMENT CLOCK TO DOLORES BAUM, PSYCHIATRIC NURSE, COMCARE.** Presented by Jo Templin, Director, Division of Human Resources.

Ms. Baum will retire November 1, 2004 after 34 years of service.

RECOMMENDED ACTION: Present the clock.

DONATION

Pages 14-15

DIVISION OF HUMAN SERVICES

- C. DONATION BY KANSAS HEALTH FOUNDATION OF \$10,000, TO BE USED TOWARD THE DEVELOPMENT OF A DENTAL PLAN.** Presented by Deborah Donaldson, Director, Division of Human Services.

RECOMMENDED ACTION: Accept the donation and authorize the Chairman to sign a letter of appreciation.

CITIZEN INQUIRIES

Pages 16-17

- D. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING WICHITA'S PROMISE YOUTH COUNCIL'S (WPYC) ADOLESCENTS COMING TOGETHER TO INFORM OTHERS OF OUR NEEDS (ACTION) 2003 SURVEY FINDINGS.** Presented by Kaci Tucker, Vice-President, WPYC; and Nick Rudrow, Member, WPYC.

RECOMMENDED ACTION: Receive and file.

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- E. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING "STEPPING UP TO THE PLATE."**
Presented by King David Davis, Wichita.

RECOMMENDED ACTION: Receive and file.

PUBLIC HEARINGS

- F. DIVISION OF COMMUNITY DEVELOPMENT.**

Pages 19-50

- 1. PUBLIC HEARING AND RESOLUTION PROVIDING THE TERMS AND CONDITIONS FOR AN AD VALOREM TAX EXEMPTION TO CHARLES ENGINEERING, INC. PURSUANT TO ARTICLE 11, SECTION 13 OF THE KANSAS CONSTITUTION.** Presented by Sherdeill Breathett, Sr., County Economic Developer.

RECOMMENDED ACTION: Open the public hearing, accept public comment, close the public hearing and adopt the Resolution.

- 2. RECESS TO THE SEDGWICK COUNTY FIRE DISTRICT #1 MEETING**

Pages 51-59

- 3. PUBLIC HEARING REGARDING THE SEDGWICK COUNTY HOUSING AUTHORITY 2005 ANNUAL PLAN.** Presented by Brad Snapp, Director, Housing Department.

RECOMMENDED ACTION: Open the public hearing, accept public comment, close the public hearing, adopt the Plan and authorize the Chairman to sign related certifications.

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NEW BUSINESS

Pages 60-78

- G. RESOLUTION CREATING THE SEDGWICK COUNTY SERVICE DRIVE CODE AND SETTING FORTH PENALTIES FOR VIOLATIONS THEREOF.** Presented by Greg Thompson, Fire Marshal, Fire Department.

RECOMMENDED ACTION: Adopt the Resolution.

Pages 79-80

- H. LETTER RELEASING THE OPPORTUNITY PROJECT CHARITABLE TRUST FROM REPAYMENT OBLIGATIONS.** Presented by Sherdeill Breathett, Sr., County Economic Developer.

RECOMMENDED ACTION: Approve the Letter and authorize the Chairman to sign.

PLANNING DEPARTMENT

Pages 81-138

- I. METROPOLITAN AREA PLANNING DEPARTMENT.** Presented by John Schlegel, Director.

- 1. CASE NUMBER CON2004-00018 – CONDITIONAL USE FOR A CEMETERY ON PROPERTY ZONED “SF-20” SINGLE-FAMILY RESIDENTIAL, GENERALLY LOCATED AT THE SOUTHWEST CORNER OF 31ST STREET SOUTH AND WEBB ROAD. DISTRICT #5.**

RECOMMENDED ACTION: Adopt the findings of the Metropolitan Area Planning Commission (MAPC), approve the Conditional Use subject to the recommended conditions of approval, and authorize the Chairman to sign an associated Resolution.

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Pages 139-147

2. **CASE NUMBER ZON2004-00042 – ZONE CHANGE FROM “SF-20” SINGLE-FAMILY RESIDENTIAL TO “LC” LIMITED COMMERCIAL, GENERALLY LOCATED MIDWAY BETWEEN 29TH AND 37TH STREETS NORTH, ON THE WEST SIDE OF RIDGE ROAD. DISTRICT #4.**

RECOMMENDED ACTION: Approve the zone change, subject to platting within one year with the recommended platting conditions and the provisions of Protective Overlay #146; adopt the findings of the MAPC; direct staff to prepare an appropriate resolution after the plat has been approved, and authorize the Chairman to sign the resolution.

Pages 148-156

3. **CASE NUMBER ZON2004-00039 – ZONE CHANGE FROM “SF-20” SINGLE-FAMILY RESIDENTIAL TO “LI” LIMITED INDUSTRIAL, GENERALLY LOCATED MIDWAY BETWEEN 29TH AND 37TH STREETS NORTH, ON THE WEST SIDE OF RIDGE ROAD. DISTRICT #4.**

RECOMMENDED ACTION: Approve the zone change, subject to platting within one year with the recommended platting conditions and the additional provisions of Protective Overlay #145; adopt the findings of the MAPC; direct staff to prepare an appropriate resolution after the plat has been approved, and authorize the Chairman to sign the resolution.

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NEW BUSINESS (continued)

Pages 157-178

- J. LETTER OF AGREEMENT WITH FEDERAL EMERGENCY MANAGEMENT AGENCY TO PROVIDE AN MMRS INTEGRATED EMERGENCY MANAGEMENT COURSE FOR SEDGWICK COUNTY/WICHITA, KANSAS APRIL 11-15, 2005 AT THE NOBLE TRAINING CENTER IN ANNISTON, ALABAMA.** Presented by William P. Buchanan, County Manager.

RECOMMENDED ACTION: Approve the Letter of Agreement and authorize the Chairman to sign.

K. DIVISION OF COMMUNITY DEVELOPMENT.

Pages 179-180

- 1. SEDGWICK COUNTY HOUSING AUTHORITY ADMINISTRATIVE PLAN.** Presented by Brad Snapp, Director, Housing Department.

RECOMMENDED ACTION: Approve the Plan and authorize the Chairman to sign.

Pages 181-186

- 2. GRANT APPLICATION TO THE STATE FARM INC. COMMUNITY DEVELOPMENT COMPANY FOR FUNDING OF FLOODPLAIN EDUCATION.** Presented by Glen Wiltse, Director, Code Enforcement.

RECOMMENDED ACTION: Approve the Grant Application and authorize the Chairman to sign all necessary documents, including a grant award agreement containing substantially the same terms and conditions as this Application; and approve establishment of budget authority at the time the grant award documents are executed.

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L. DIVISION OF HUMAN SERVICES – COMCARE. Presented by Marilyn Cook, Director.

1. AMENDMENT TO AGREEMENT WITH KEITH BOMHOLT FOR THE HOUSING AND URBAN DEVELOPMENT GRANT.

RECOMMENDED ACTION: Approve the Amendment to Agreement and authorize the Chairman to sign.

2. AMENDMENT TO AGREEMENT WITH FAMILY CONSULTATION SERVICE OF WICHITA, INC. FOR CAMPUS CONNECTIONS.

RECOMMENDED ACTION: Approve the Amendment to Agreement and authorize the Chairman to sign.

M. EMERGENCY MANAGEMENT. Presented by Randy Duncan, Director.

1. GRANT AWARD OF HOMELAND SECURITY FUNDING IN THE AMOUNT OF \$646,613 FOR ALL GOVERNMENT ENTITIES WITHIN SEDGWICK COUNTY FOR FEDERAL FISCAL YEAR (FFY) 2004, AND CONTRACT WITH KANSAS HIGHWAY PATROL FOR FUND ADMINISTRATION.

RECOMMENDED ACTION: Accept the Grant Award; approve the Contract; authorize the Chairman to sign the Contract and all necessary documents; and approve establishment of budget authority.

Pages 187-188

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Pages 190-208

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Pages 209-235

- 2. GRANT AWARD TO SEDGWICK COUNTY LOCAL EMERGENCY PLANNING COMMITTEE THROUGH SEDGWICK COUNTY EMERGENCY MANAGEMENT FOR FUNDING TO DEFRAY COSTS OF STUDENTS ATTENDING THE 2004 KANSAS HAZARDOUS MATERIALS SYMPOSIUM.**

RECOMMENDED ACTION: Accept the Grant Award; authorize the Chairman to sign all necessary documents; and approve establishment of budget authority.

Pages 236-241

- N. KANSAS COLISEUM MONTHLY REPORT.** Presented by John Nath, Director, Kansas Coliseum.

RECOMMENDED ACTION: Receive and file.

Page 242

- O. ADDITION OF A TRACKED EXCAVATOR TO FLEET INVENTORY.** Presented by David Spears, P.E., Director/County Engineer, Public Works.

RECOMMENDED ACTION: Approve the addition to Fleet inventory.

Pages 243-249

- P. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF OCTOBER 7, 2004.** Presented by Iris Baker, Director, Purchasing Department.

RECOMMENDED ACTION: Approve the recommendations of the Board of Bids and Contracts.

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CONSENT AGENDA

Q. CONSENT AGENDA. Presented by William P. Buchanan, County Manager.

1. Right-of-Way Easements.

- a. Two Temporary Construction Easements for Sedgwick County Channel Clearing Project 642-7-2145, 95th Street South between 295th and 311th Streets East. District #3.
- b. Utility Easement for platting requirements at K-42 and MacArthur Road. District #3.
- c. One Dedication Deed and one Floodway Reserve Easement for Sedgwick County Project at MacArthur and Ridge Roads. District #3.
- d. Easement for Utilities for Savanna 9th – Phase 2 Sanitary Sewer Improvement Project. District #1.
- e. Temporary Construction Easement for Sedgwick County Project 606-15-1895, bridge on 53rd Street North (west of Colwich) between 167th and 183rd Streets West. CIP# B-409. District #1.
- f. Dedication Deed for project at 215th Street West and 71st Street South. District #3.

2. Notices of Hearing (two) for November 17, 2004 for post annexation public hearings for the area of Kellogg and 151st Street West, and for the area of Harry Street and Greenwich Road.

3. Agreement with Funding Resources Services providing on-line access to Sedgwick County's electronic data.

4. Resolution adopting revised Floodplain Management Regulations for Sedgwick County.

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5. Application for License to Retail Cereal Malt Beverages.

Applicant Name

Business Name

Mark O. Branham

QuikTrip West Inc. #392

6. Budget Adjustment Request.

7. Orders dated September 29 and October 6, 2004 to correct tax roll for change of assessment.

8. Payroll Check Register of October 8, 2004.

9. General Bills Check Register(s) for the weeks of September 29 – October 5 and October 6 – 12, 2004.

10. Notice of Hearing for October 20, 2004 regarding adoption of the International Fire Code, 2003 Edition, as amended.

RECOMMENDED ACTION: Approve the consent agenda as presented.

R. OTHER

S. ADJOURNMENT